

UNITED STATES BANKRUPTCY COURT  
FOR THE  
DISTRICT OF MASSACHUSETTS

~~~~~  
In re Women's Apparel Group LLC

Chapter 11  
Case No. 11-16217 -JNF

Debtor  
~~~~~

Craig Jalbert, as Liquidating Trustee of th

Plaintiff

v.

Adv. P. No. 13-01273

MC2 Model Management LLC

Defendant  
~~~~~

**PRETRIAL ORDER**

1. The parties are ordered to confer pursuant to Fed. R. Civ. P. 26, made applicable to this proceeding by Fed. R. Bankr. P. 7026, within 45 days of the date of this order and to file no later than April 4, 2014, a certification that the Rule 26(f) conference has taken place, as well as a written report outlining a proposed discovery plan.
2. Discovery shall be completed on or before May 6, 2014, unless the court, upon appropriate motion and consideration of the discovery plan, alters the time and manner of discovery.
3. The parties are ordered to file by June 6, 2014 a Joint Pretrial Memorandum approved by all counsel and unrepresented parties, which shall set forth the following:

(A) A statement as to the Court's jurisdiction and a statement as to whether the parties consent to the entry of a final order by this Court.

(B) The name, address and telephone number of each witness, separately identifying those whom the party expects to present and those whom the party may call if the need arises.

(C) A list of witnesses whose testimony is expected to be presented by means of a deposition and, if not taken stenographically, a transcript of the pertinent portions of the deposition testimony.

(D) A list of witnesses intended to be called as experts, together with a statement as to an objection to their qualification.

(E) An appropriate identification of each document or other exhibit, other than those to be used for impeachment, in the sequence in which they will be offered, including summaries of other evidence, separately identifying those which the party expects to offer and those which the party may offer if the need arises.

(F) A statement of any objections, together with the grounds therefor, reserved as to the admissibility of a deposition designated by another party and to the admissibility of documents or exhibits. Objections not so disclosed, other than objections under Rules 402 and 403 of the Federal Rules of Evidence, shall be deemed waived unless excused by the court for good cause shown.

(G) A statement confirming that the parties have exchanged copies of the exhibits.

(H) Facts which are admitted and which require no proof.;

(I) The issues of fact which remain to be litigated (evidence at the trial shall be limited to these issues).

(J) The issues of law to be determined.

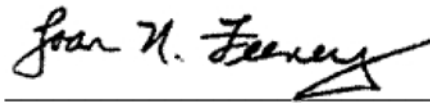
(K) A statement summarizing the Plaintiff's case.

(L) A statement summarizing the Defendant's case.

(M) The estimated length of the trial.

4. The parties shall bring sufficient copies of all exhibits to court for trial so that a copy is available for the Court, the Courtroom Deputy, the witness, and all counsel. Exhibits shall be assembled in notebooks tabbed with appropriate exhibit numbers and shall be available at the commencement of trial.
5. The Courtroom is equipped with an electronic evidence presentation system for the ease and convenience of displaying trial exhibits. Upon the scheduling of an evidentiary hearing, the parties shall contact Peggy Defren, the Courtroom Deputy, ([Peggy\\_Defren@mab.uscourts.gov](mailto:Peggy_Defren@mab.uscourts.gov) or (617) 748-5327) to obtain information about and a demonstration of the equipment.
6. Failure to strictly comply with all of the provisions of this order may result in the automatic entry of a dismissal or a default as the circumstances warrant in accordance with Fed. R. Civ. P. 16, made applicable to this proceeding by Fed. R. Bankr. P. 7016.
7. A pretrial conference or trial shall be scheduled after the filing of the Joint Pretrial Memorandum.

By the Court,



---

Joan N. Feeney  
United States Bankruptcy Judge

Dated: February 6, 2014

cc: